

Also in subsection (a)(2) of this section, the former phrase "as defined under § 1-101 of the Education Article" is deleted because none of the relevant references used in former Art. 27, § 286D(a)(1), "elementary school", "secondary school", "school board", or "elementary or secondary education", is defined in ED § 1-101.

In subsection (c)(1)(ii) of this section, the reference to "each" subsequent violation is substituted for the former reference to "a second or" subsequent violation for consistency within this article.

In subsection (e)(4) of this section, the former reference to "relying upon ... testimony" is deleted in light of the broad reference to "introducing ... evidence".

In subsection (e)(1), (2), (3), and (5) of this section, the references to a "municipal corporation" are substituted for the former references to a "municipality" to conform to the terminology used in Md. Constitution, Art. XI-E.

In subsection (e)(1) of this section, the reference to a "unit" is substituted for the former phrase "agency or department" for brevity. See General Revisor's Note to article.

Defined terms: "Controlled dangerous substance" § 5-101

"County" § 1-101

"Dispense" § 5-101

"Distribute" § 5-101

"Manufacture" § 5-101

"Person" § 1-101

"Possess" § 5-101

5-628. USE OF MINOR.

(A) PROHIBITED.

(1) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, A PERSON MAY NOT HIRE, SOLICIT, ENGAGE, OR USE A MINOR TO MANUFACTURE, DELIVER, OR DISTRIBUTE ON BEHALF OF THAT PERSON A CONTROLLED DANGEROUS SUBSTANCE IN SUFFICIENT QUANTITY TO REASONABLY INDICATE UNDER ALL THE CIRCUMSTANCES AN INTENT TO DISTRIBUTE THE CONTROLLED DANGEROUS SUBSTANCE.

(II) THIS PARAGRAPH DOES NOT PROHIBIT A PERSON FROM HIRING, SOLICITING, ENGAGING, OR USING A MINOR TO MANUFACTURE, DELIVER, OR DISTRIBUTE A CONTROLLED DANGEROUS SUBSTANCE IF THE MANUFACTURING, DELIVERING, OR DISTRIBUTING HAS A LAWFUL PURPOSE.

(2) A PERSON MAY NOT TRANSPORT, CARRY, OR OTHERWISE BRING A MINOR INTO THE STATE TO USE THE MINOR TO VIOLATE THIS SECTION OR § 5-602, § 5-603, § 5-604, § 5-605, § 5-606, § 5-612, § 5-613, § 5-617, OR § 5-627 OF THIS SUBTITLE.

(B) PENALTY.